

S U M M A R Y A C T I O N M I N U T E S



REGULAR MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA

Wednesday, June 30, 2004, 9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR
10 Civic Center Plaza
Santa Ana, California

THOMAS W. WILSON
CHAIRMAN
Fifth District

JAMES W. SILVA
VICE CHAIRMAN
Second District

CHARLES V. SMITH
SUPERVISOR
First District

BILL CAMPBELL
SUPERVISOR
Third District

CHRIS NORBY
SUPERVISOR
Fourth District

ATTENDANCE: Supervisors Silva, Campbell and Wilson

EXCUSED: Supervisors Smith and Norby

PRESENT:	COUNTY EXECUTIVE OFFICER	James D. Ruth
	COUNTY COUNSEL	Benjamin P. de Mayo
	CLERK OF THE BOARD	Darlene J. Bloom

INVOCATION: Supervisor Campbell, Third District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Silva, Second District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS (None)

II. CONSENT CALENDAR (Items 1-44)

32145 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 5 & 44 WHICH**
XX **WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

DEPARTMENT APPOINTMENTS

1. **Housing and Community Services Department - Acting as the Orange County Housing Authority**
- Appoint Paris Merriam, Irvine, Rose Espinoza, La Habra and reappoint James Righeimer, Fountain Valley, Scott C. Larson, Aliso Viejo, William P. Bernard, Huntington Beach and Lydia Sondhi, Cypress, for terms ending 6/30/06 - All Districts (Continued from 6/22/04, Item 1)

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HOUSING AND COMMUNITY SERVICES DEPARTMENT

2. Approve price agreement N1000005938 with Comprehensive Housing Services, Inc. for Management Services for Single Family Residence Rehabilitation Loan Program, 6/1/04 - 5/31/05 (\$120,000); renewable for two additional years - All Districts (Continued from 5/25/04, Item 14; 6/8/04, Item 14; 6/22/04, Item 2)

INTEGRATED WASTE MANAGEMENT DEPARTMENT

3. Approve amendment 1 to waste disposal agreements with Cities, Sanitary Districts, and Haulers; approve amendment 2 to waste disposal agreements with South Orange County Wastewater Authority, Taormina Industries, LLC, and Republic Services, Inc.; and approve amendment 1 and consent to assignment of non-exclusive franchise agreement with R & S Dumping and Construction Clean-Up, Inc., and Waste Management Collection and Recycling, Inc. and Waste Management of Orange County, Inc.; and find Final EIR'S 523, 018, and 575 are adequate to satisfy requirements of California Environmental Quality Act findings - All Districts (Continued from 6/22/04, Item 3)
4. Approve plans and specifications and set bid opening for 8/18/04, 2:00 p.m., for replacement of fee booth, Prima Deshecha Landfill; and make California Environmental Quality Act findings - District 5 (Continued from 6/22/04, Item 4)

JOHN WAYNE AIRPORT

5. Approve continuance of emergency and make appropriate findings pursuant to Public Contract Code Section 22050 (c)(1) for Phase II structural security modifications; set review to determine continuing need for emergency action for 7/20/04, 9:30 a.m. and every 14 days thereafter - District 2 (4/5 vote) (Continued from 3/9/04, Item 46; 3/23/04, Item 10; 3/30/04, Item 13; 4/20/04, Item 12; 5/4/04, Item 6; 5/18/04, Item 10; 5/25/04, Item 19; 6/8/04, Item 16; 6/29/04, Item 5; 6/22/04, Item 5)

32145
XX **APPROVED AS RECOMMENDED**

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

6. Receive and file Traffic Committee Report dated 4/15/04; approve recommendations and adopt necessary resolution rescinding Resolution 85-1465 - Districts 1 and 3 (Continued from 6/22/04, Item 6)
RESO: 04-181
7. Approve price agreement N1000005906 with Commercial Fence & Iron Works, Inc. for annual fence and gate repair at various County locations, 7/1/04 - 6/30/05 (\$75,000); renewable for two additional years; and make California Environmental Quality Act findings - All Districts (Continued from 6/22/04, Item 7)
8. Approve agreement D04-029 with HNTB for on-call road services (\$200,000); and make California Environmental Quality Act findings - All Districts (Continued from 6/22/04, Item 8)
9. Accept work with McKinley Equipment Corporation for vertical lifts for shelving system, County Records Center, project completed 5/4/04 (\$113,277) - District 1 (Continued from 6/22/04, Item 9)

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10. Approve price agreement N1000005950 with TruGreen LandCare for landscape maintenance services, Clark Regional Park, 6/28/04 - 6/27/05 (\$110,039); renewable for two additional years; and make California Environmental Quality Act findings - District 4 (Continued from 6/22/04, Item 10)
11. Deny bid protest of CWS, Inc.; waive informality of bid submitted by Harline Enterprises, Inc.; and receive bids and award contract to Harline Enterprises, Inc. for new restroom building, Irvine Regional Park (\$241,082) - District 3 (Continued from 6/22/04, Item 11)
12. Receive bids and award contract to Herk Edwards, Inc. for removal and replacement of fixed audience seating, North, West and Central Justice Centers (\$227,183) - Districts 1 & 4 (Continued from 6/22/04, Item 12)
13. Authorize release of security for street improvements, street lights, landscaping and monumentation, Tract 15079, Taylor Woodrow Homes, Inc., Newport Coast area - District 5 (Continued from 6/22/04, Item 13)
14. Approve plans and specifications and set bid opening for 7/21/04, 2:00 p.m., for maintenance of traffic signals, unincorporated Orange County and cities; and make California Environmental Quality Act findings - All Districts (Continued from 6/22/04, Item 14)
15. Receive bids and award contract to Air-Ex Air Conditioning, Inc. for replacement of air handler #5 and upgrade perimeter reheat coils, Public Defender Headquarters, Santa Ana (\$209,900) - District 1 (Continued from 6/22/04, Item 15)
16. Receive bids and award contract to Harline Enterprises, Inc. for new public restroom building, Mile Square Regional Park (\$196,679) - District 2 (Continued from 6/22/04, Item 16)
17. Adopt resolution accepting easements for riding and hiking trail purposes and open space preservation, Aliso Creek; and make California Environmental Quality Act and other findings - District 5 (Continued from 6/22/04, Item 17)
RESO: 04-182
18. Approve price agreement N1000005980 with Laurie Pepper for professional graphic design services, one year term (\$34,000); renewable for two additional years (\$25,000 per year); and make California Environmental Quality Act findings - All Districts (Continued from 6/22/04, Item 18)
19. Select various firms for on-call services; authorize negotiation of agreements for Board approval; and make California Environmental Quality Act findings - All Districts (Continued from 6/22/04, Item 19)
20. Authorize release of security for monumentation, Tract 15657, Shea Homes Limited Partnership, Aliso Viejo area - District 5 (Continued from 6/22/04, Item 20)
21. Adopt resolution certifying completion of street improvements and street lights; authorizing release of security; and accepting public street improvements, street lights, sewer and water systems and monumentation, Tract 16102, Standard Pacific Corp., Ladera Ranch area - District 5 (Continued from 6/22/04, Item 21)
RESO: 04-183
22. Authorize release of security for street improvements, street lights, landscaping and monumentation, Tract 15935, Brookfield Aubergine, Inc., Newport Coast area - District 5 (Continued from 6/22/04, Item 22)

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23. Accept work with AMI Construction Company for ADA restroom remodel, Orange County Public Law Library; project completed 5/3/04 (\$122,707) - District 1 (Continued from 6/22/04, Item 23)
24. Approve price agreement N1000005975 with U.P. Landscape, Inc. for landscape maintenance services, North Tustin Landscape, Lighting Assessment District, 6/28/04 - 6/27/05 (\$59,958); renewable for two additional years; and make California Environmental Quality Act findings - District 3 (Continued from 6/22/04, Item 24)
25. Receive bids and award contract to Sturgeon General, Inc. for replacement of master controlled lighting system, Manchester Office Building, Orange (\$397,816) - District 3 (Continued from 6/22/04, Item 25)
26. Receive bids and award contract to J. Kim Electric, Inc. for replacement of lighting fixtures components and installation of lighting system controls and motion sensors, Public Defender Headquarters, Santa Ana (\$159,000) - District 1 (Continued from 6/22/04, Item 26)
27. Receive bids and award contract to J. Kim Electric, Inc. for replacement of master controlled lighting system with individual lighting controls, Brad Gates Building, Santa Ana (\$160,580) - District 1 (Continued from 6/22/04, Item 27)
28. Approve plans and specifications and set bid opening for 8/4/04, 2:00 p.m., for ADA playground equipment replacement, Craig Regional Park, Fullerton - District 4 (Continued from 6/22/04, Item 28)
29. Adopt resolution establishing standard plans and specifications for various public facilities - All Districts (Continued from 6/22/04, Item 29)
RESO: 04-184
30. Receive bids and award contract to Adnan Farhat Construction for new restroom building, Carbon Canyon Regional Park (\$309,000) - District 3 (Continued from 6/22/04, Item 30)
31. Adopt resolution certifying mileage of maintained streets and highways within the unincorporated areas, as of 4/30/04 - All Districts (Continued from 6/22/04, Item 31)
RESO: 04-185
32. **Acting as the Board of Supervisors and Orange County Flood Control District** - Approve amended agreement D02-134 with The Keith Companies Inc. for renewal of on-call surveying services (\$200,000) - All Districts (Continued from 6/22/04, Item 32)

SOCIAL SERVICES AGENCY

33. Approve Memorandum of Understanding WMZ0304 with State Department of Rehabilitation for provision of vocational rehabilitation services, 7/1/04 - 6/30/05 - All Districts (Continued from 6/22/04, Item 33)
34. Approve amended agreement with People For Irvine Community Health dba Info Link Orange County for provision of Information and Referral Database services, extending term to 12/31/04 (\$44,262; new total \$132,786) - All Districts (Continued from 6/22/04, Item 34)
35. Approve Memorandum of Understanding CMM3403 with Rancho Santiago Community College District for provision of Foster Youth Mentoring Project, 7/1/04 - 6/30/07 - All Districts (Continued from 6/22/04, Item 35)
36. Approve agreement CMM2303 with Orange County Superintendent of Schools for provision of Educational Support for Dependent Youth, 7/1/04 - 6/30/05 (\$103,233); and authorize Director or

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designee to extend agreement under certain conditions - All Districts (Continued from 6/22/04, Item 36)

37. Approve price agreement N1000005930 with IBM Global Services for providing weekly ASCII Refresh of Child Welfare Services/Case Management System Data, 7/1/04 - 6/30/05 (\$34,232) - All Districts (Continued from 6/22/04, Item 37)

PUBLIC PROTECTION

Probation:

38. Approve price agreement N1000005867 with State Employment Development Department to provide wage, claim, employer and client data services, 7/1/04 - 6/30/07 (\$21,000); and make California Environmental Quality Act findings - All Districts (Continued from 6/22/04, Item 38)
39. Approve amended Community United for Fullerton Safety Memorandum of Understanding #2 with Fullerton and Fullerton Joint Union High School District for grant administration of District Attorney, Probation and law enforcement services to reflect change resulting from transfer of Office of Criminal Justice Planning grants to Office of Emergency Services, 7/1/03 - 6/30/04 - District 4 (Continued from 6/22/04, Item 39)
40. Authorize use of County funds to defray cost of motivational incentives, scholarships, clothing and personal supplies that are to be provided to youths who participate in any Probation Juvenile Drug Court Program (\$5,000 annually); and make related findings - All Districts (Continued from 6/22/04, Item 40)

GENERAL ADMINISTRATION

Auditor-Controller:

41. Receive and file Annual Report of Revolving Funds for FY 2002-03 - All Districts (Continued from 6/22/04, Item 41)
42. Receive and file New and Closed Fund/Agency Semi-Annual Report, 7/1/03 - 12/31/03 - All Districts (Continued from 6/22/04, Item 42)
43. **County Executive Office** - Receive and file External Restructuring Report for the County of Orange - All Districts (Continued from 6/22/04, Item 43)
44. **Registrar of Voters** - Approve amendment 2 to price agreement N1000005206 with Bob Pinzler Consulting for project coordination for Direct Record Electronic voting system implementation (\$15,000; new total \$87,706.02) - All Districts (Continued from 6/22/04, Item 44)

23145
XX **APPROVED AS RECOMMENDED**

END OF CONSENT CALENDAR

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III. DISCUSSION ITEMS (Items 45-S64A)

HOUSING AND COMMUNITY SERVICES DEPARTMENT

45. Approve agreements AP-0405-22 with State Department of Aging and amendments with various agencies for Older Americans Act Title III/VII funds; and authorize Director or designee to execute related documents - All Districts (Continued from 6/22/04, Item 45)

32145 **APPROVED AS RECOMMENDED**
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46. Approve amendment 2 to master agreement with Council on Aging for Health Insurance Counseling and Advocacy Program services (\$299,539) and amendment 3 to master agreement with Volunteer Center of Orange County for Senior Community Service Employment Program (\$828,328) - All Districts (Continued from 6/22/04, Item 46)

23145 **APPROVED AS RECOMMENDED**
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INTEGRATED WASTE MANAGEMENT DEPARTMENT

47. Receive bids and award contract to Reyes Construction, Inc., for construction of Gothard Street improvements, Gothard Street Former Refuse Disposal Station (\$889,090) - District 2 (Continued from 6/22/04, Item 47)

25134 **APPROVED AS RECOMMENDED**
X X

48. Approve change order 9 with Reyes Construction, Inc., for final closure construction, Santiago Canyon Landfill, extending term to 9/23/04 (\$955,023.61; new total \$12,893,067.41); and find that the project is covered by Negative Declaration No. 378 - District 3 (Continued from 6/22/04, Item 48)

32145 **APPROVED AS RECOMMENDED**
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RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

49. Receive bids and award contract to ACCO Engineered Systems for replacement of seven air handlers, Hall of Finance and Records, Santa Ana (\$919,500) - District 1 (Continued from 6/22/04, Item 49)

53124 **APPROVED AS RECOMMENDED**
X X

50. Receive bids and award contract to Innovative Construction Solutions, Inc. for soil and groundwater remediation, Central Utility Facility, Santa Ana (\$519,000) - District 1 (Continued from 6/22/04, Item 50)

52134 **APPROVED AS RECOMMENDED**
X X

51. Receive bids and award contract to ACCO Engineered Systems for replacement of heating, ventilation and air conditioning controls, Hall of Administration, Santa Ana (\$808,100) - District 1 (Continued from 6/22/04, Item 51)

53124 **APPROVED AS RECOMMENDED**
X X

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52. Receive bids and award contract to ACCO Engineered Systems for removal and replacement of five air handling units, Manchester Office Building, Orange (\$647,500) - District 3 (Continued from 6/22/04, Item 52)

32145 **APPROVED AS RECOMMENDED**
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53. Approve price agreement N1000005967 with George Salinas Tree Preservation for annual tree trimming services at various County locations, 7/1/04 - 6/30/05 (\$527,500); renewable for two additional years; and make California Environmental Quality Act findings - All Districts (Continued from 6/22/04, Item 53)

32145 **APPROVED AS RECOMMENDED**
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54. Receive bids and award contract to Hilbrick Construction for expanding South County garage capability, Laguna Niguel (\$532,135) - District 5 (Continued from 6/22/04, Item 54)

B.O. **CONTINUED TO 7/20/04, 9:30 A.M.**

55. **Acting as the Orange County Flood Control District** - Approve amended agreement D02-006 with RBF Consulting for additional design and reconstruction of Los Alamitos Pump Station and Retarding Basin, extending term two years (\$241,000, new total \$1,216,340); and make California Environmental Quality Act findings - District 2 (Continued from 6/22/04, Item 55)

23145 **APPROVED AS RECOMMENDED**
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SOCIAL SERVICES AGENCY

56. Approve agreement WJV0804 with MRA Managed Care Solutions, Inc. for Medical Exemption Reviews, 7/1/04 - 6/30/05 (\$348,000); renewable for two additional years; and authorize Director or designee to extend agreement under certain conditions - All Districts (Continued from 6/22/04, Item 56)

23145 **APPROVED AS RECOMMENDED**
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57. Approve agreements WSH0104 with Anaheim (\$304,000) and WSH0204 with Santa Ana (\$265,000) for Welfare-To-Work Employment services, 7/1/04 - 6/30/05; and authorize Agency to extend agreements under certain conditions - Districts 1, 3 & 4 (Continued from 6/22/04, Item 57)

35124 **APPROVED AS RECOMMENDED**
X X

58. Approve agreements CVC2304 with New Alternatives, Inc., CVC2404 with Olive Crest Treatment Centers, Inc., CVC2504 with Canyon Acres Children's Services and CVC2604 with South Coast Children's Society for provision of Wraparound Orange County services, 7/1/04 - 6/30/05 (\$3,415,427); and authorize Director or designee to extend agreements under certain conditions - All Districts (Continued from 6/22/04, Item 58)

23145 **APPROVED AS RECOMMENDED**
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59. Approve amendment 15 to agreement with Electronic Data Systems Corporation for maintenance of computerized Welfare Case Data System, 7/1/04 - 6/30/05 (\$475,545); authorize Director or designee to make expenditures for separate services (\$90,000) - All Districts (Continued from 6/22/04, Item 59)

32145 **APPROVED AS RECOMMENDED**
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60. Approve agreements with various providers for child abuse prevention and intervention services, and emancipation and independent living program, and other supportive services, 7/1/04 - 6/30/05 (\$9,307,331); and authorize Director or designee to extend agreements under certain conditions; and approve allocation of \$649,330 for private-sector therapists, FY 2004-05 - All Districts (Continued from 6/22/04, Item 60)

23145 **APPROVED AS RECOMMENDED**

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GENERAL ADMINISTRATION

County Executive Office:

61. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts (Continued from 6/22/04, Item 61)

NO ACTION TAKEN

62. Consider first reading of "An Ordinance Amending the Title of Article 25; Sections 1-2-331; 1-2-333 - 1-2-337 and 1-339 - 1-2-341 of the Codified Ordinances of the County of Orange Pertaining to the Children and Families Commission of Orange County and Trust Fund"; and set second reading and adoption for 7/20/04, 9:30 a.m. - All Districts (Continued from 6/22/04, Item 62)

23145 **APPROVED AS RECOMMENDED**

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63. Approve Retirement Rates for FY 2004-05, effective 7/9/04 - All Districts (Continued from 6/22/04, Item 63)

32145 **APPROVED AS RECOMMENDED**

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64. **Registrar of Voters** - Approve amendment 3 to price agreement Y1000000711 with Maximus, Inc. for purchase and implementation of Direct Record Electronic Voting System (\$192,840.40; new total \$26,848,548.98) - All Districts (Continued from 6/22/04, Item 64)

25134 **APPROVED AS RECOMMENDED**

X X

- S64A. **County Executive Office** - Receive and provide update on proposed Guaranteed Fire Protection and Firefighters Safety Funding Ordinance and direct staff to prepare report pursuant to Elections Code Section 9111 and authorize staff to retain Public Financial Management to prepare report - All Districts

23145 **APPROVED AS RECOMMENDED**

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IV. PUBLIC HEARINGS (Item 65)

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

65. Public Hearing to consider adopting resolution approving Engineer's report for purpose of levying benefit assessments in County Service Area-22 for park maintenance services, FY 2004-05, East Yorba Linda area; and make California Environmental Quality Act findings - District 3 (Continued from 6/22/04, Item 65)

B.O. **CLOSED PUBLIC HEARING**

32145 **APPROVED AS RECOMMENDED**

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RESO: 04-186

V. CLOSED SESSION (None)

VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Darrell Nolta - Oral Re: Civil rights

BOARD COMMENTS:

Supervisor Campbell - Oral Re: Irvine's plan to create Redevelopment Agency to help fund Great Park in Irvine

ADJOURNED: 11:02 A.M.

*** KEY ***

Left Margin Notes

- 1. = Supervisor Smith
- 2. = Supervisor Silva
- 3. = Supervisor Campbell
- 4. = Supervisor Norby
- 5. = Chairman Wilson

Right Margin Notes

- A. = Abstained
- X. = Excused
- N. = No
- BO = Board Order
- O. = Ordinance
- R. = Resolution

Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)

THOMAS W. WILSON, CHAIRMAN
Orange County Board of Supervisors

DARLENE J. BLOOM
Orange County Clerk of the Board